

**U.S. District Court
District of Montana (Billings)
CRIMINAL DOCKET FOR CASE #: 1:19-mj-00040-TJC-1**

Case title: USA v. Capser

Date Filed: 05/08/2019

Other court case number: 19-cr-337 Southern District of New York

Date Terminated: 05/09/2019

Assigned to: Magistrate Judge Timothy J.
Cavan

Defendant (1)**Todd Capser***TERMINATED: 05/09/2019*

represented by **Geoffrey T. Cunningham**
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Pending Counts

None

Disposition**Highest Offense Level (Opening)**

None

Terminated Counts

None

Disposition

Highest Offense Level (Terminated)

None

Complaints

18:1349.F -- CONSPIRACY TO
COMMIT WIRE FRAUD; 18:1343 --
WIRE FRAUD; 18:1028A(a)(1),
1028A(b), 2 -- AGGRAVATED
IDENTITY THEFT

Disposition**Plaintiff**

USA

represented by **Colin M. Rubich**
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Date Filed	#	Docket Text
05/08/2019	1	Rule 5 Documents Received for Defendant From the Southern District of New York in Montana as to Todd Capser. (JDR) (Entered: 05/08/2019)
05/08/2019		Arrest (Rule 5) of Todd Capser (JDR) (Entered: 05/08/2019)
05/08/2019		Set Hearing as to Todd Capser. Initial Appearance - Rule 5 set for 5/8/2019 at 02:30 PM in Billings, MT before Magistrate Judge Timothy J. Cavan. (JDR) (Entered: 05/08/2019)
05/08/2019	2	MINUTE ENTRY for proceedings held before Magistrate Judge Timothy J. Cavan: Initial Appearance in Rule 5(c)(3) Proceedings as to Todd Capser held on 5/8/2019. Defendant is present and in custody appearing on a warrant out of the Southern District of New York with retained counsel Geoffrey Cunningham and Samantha Howard; AUSA Colin Rubich for the govt. Deft is advised of his rights, including Rule 20 rights. Deft is provided with a copy the Indictment filed in the originating District. Deft waives an identity hearing. The USA advises the Court of surety bond request by the originating district and moves for detention in the interim. Detention Hearing set for 5/9/2019 at 02:30 PM in Billings, MT before Magistrate Judge Timothy J. Cavan. Deft is ordered detained and is remanded to the custody of the USMS pending a detention hearing. Hearing commenced at 2:41 p.m. and concluded at 2:51 p.m. (Court Record: FTR Gold recording) (USPO: Marcie Zink), (Law Clerk: S. Danno), (Hearing held in Billings - BHC) (JDR) (Entered: 05/08/2019)

05/09/2019	<u>4</u>	MINUTE ENTRY for proceedings held before Magistrate Judge Timothy J. Cavan: Detention Hearing as to Todd Capser held on 5/9/2019. Defendant is present and in custody appearing w/retained counsel Samantha Howear; Colin Rubich appearing for the govt. Defendant moves to vacate this hearing and refer it to the Southern District of New York. Court grants the motion. Deft has been advised of his Rule 20 rights and right to a detention hearing on his appearance in SDNY. Deft specifically reserves his right to a detention hearing in SDNY and consents to transfer. Defendant is remanded to the custody of the USMS for transfer to the Southern District of New York. Hearing commenced at 2:46 p.m. and concluded at 2:49 p.m. (Court Record: FTR Gold recording) (USPO: Marcie Zink), (Law Clerk: S. Danno), (Hearing held in Billings - BHC) (JDR) (Entered: 05/09/2019)
05/09/2019	<u>6</u>	COMMITMENT TO ANOTHER DISTRICT as to Todd Capser. Defendant committed to the Southern District of New York. Signed by Magistrate Judge Timothy J. Cavan on 5/9/2019. (JDR) (Entered: 05/09/2019)
05/09/2019	<u>7</u>	Transfer Letter sent to Southern District of New York as to Todd Capser via email. (JDR) (Entered: 05/09/2019)

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